IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No.478 of 2006 (M/B)

1. Joginder Kumar S/o Shri Ashok Kumar
   R/o Desent Tailor Sitaraganj Road, Nanakmatta,
   District Udham Singh Nagar.
2. Moti Lal Sagar S/o Shir Ram Prasad
   R/o P.O. Nanakmatta Main Market.
   Khatima Road Nanakmatta,
   District U.S. Nagar.
3. Smt. Surendra Kaur W/o Daljeet Singh
   R/o Nanakmatta, District U.S. Nagar …… Petitioner.

Versus

1. State of Uttaranchal,
   Through District Magistrate, Udham Singh Nagar.
2. The President of Mandi Parishad,
   Race course, Dehradun, Uttaranchal
3. The Administration, Mandi Samiti Sitarganj,
   District U.S. Nagar.
4. The Secretary, Mandi Samiti Sitarganj
   District U.S. Nagar.
5. The Incharge, Sub-Mandi Stal Nanakmatta,
   District U.S. Nagar. …….. Respondents

…….

Mr. Suresh Chandra Bhatt, Advocate for the petitioners
Mr. Subhash Upadhyaya, Advocate for respondents 1, 2, 4 and 5.
None for respondent no. 3.

JUDGMENT

Coram: Hon. Rajeev Gupta, C.J.
Hon. Prafulla, C. Pant, J.

RAJEEV GUPTA, C.J. (Oral)

Mr. Suresh Chandra Bhatt, Advocate for the petitioners

Mr. Subhash Upadhyaya, Advocate for respondents 1,2, 4 and 5.

None for respondent no. 3.

2. Sri Suresh Chandra Bhatt, the learned counsel for the petitioners seeks permission to withdraw the writ petition with the liberty of filing another petition challenging the cancellation of the allotment of the shops in favour of the petitioners vide order dated 26.7.2005 also.

3. Permission granted.

4. With the above liberty, the writ petition is dismissed as withdrawn.

5. With the above order, CLMA No. 4906 of 2006 and 5705 of 2006 also stand disposed of.

(P. C. Pant, J.) **(Rajeev Gupta, C. J.)**
15.05.2006 **15.05.2006**

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